

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION

DONNIE PARKER d/b/a SPRING CREEK
RANCH, Individually and on Behalf of All
Others Similarly Situated,

Plaintiffs,

v.

2:24-CV-078-Z-BV

XCEL ENERGY SERVICES, INC. *et al.*,

Defendants.

NOTICE

Before the Court is the parties' Stipulation of Voluntary Dismissal with Prejudice as to Lead Plaintiff ("Stipulation") (ECF No. 56), filed January 3, 2025. The Stipulation is a "stipulation of dismissal signed by all parties who have appeared." FED. R. CIV. P. 41(a)(1)(A)(ii). "Except in special circumstances . . . a voluntary order of dismissal requested by both parties is effective upon filing and does not require the approval of the court." *Ramming v. Nat. Gas Pipeline Co. of Am.*, 390 F.3d 366, 369 n.1 (5th Cir. 2004). Thus, an order of this Court "approving the dismissal is of no consequence." *Meinecke v. H & R Block of Hous.*, 66 F.3d 77, 82 (5th Cir. 1995); *see also Nat'l City Golf Fin. v. Scott*, 899 F.3d 412, 415–16 (5th Cir. 2018) ("A stipulation of dismissal . . . strips the district court of subject-matter jurisdiction."). Therefore, the Court **DIRECTS** the Clerk of the Court to close the case. Lead Plaintiff Donnie Parker is barred from refile any claims or causes of action against Defendants at a later date arising from the facts of this suit. All other putative class members are not barred from the same.

The Court issues notice accordingly.

January 6, 2025


MATTHEW J. KACSMARYK
UNITED STATES DISTRICT JUDGE